

AMENDED IN ASSEMBLY JUNE 12, 2012

AMENDED IN SENATE MAY 29, 2012

AMENDED IN SENATE APRIL 23, 2012

AMENDED IN SENATE MARCH 27, 2012

SENATE BILL

No. 1209

**Introduced by ~~Senator~~ *Senators Runner and Lieu*
(~~Coauthor: Senator Lieu~~)**

February 22, 2012

An act to add Section 9250.20 to the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 1209, as amended, Runner. Vehicles: registration fees: nonresident owners.

Existing law prohibits a person from operating a motor vehicle upon a highway or in an offstreet public parking facility unless the motor vehicle is registered with the Department of Motor Vehicles. Existing law requires a vehicle owned by a person residing outside the state that is based in California or primarily used on California highways to be registered in the state. Existing law imposes, with specified exemptions, a fee on the registration of a motor vehicle. Existing law authorizes certain local governmental entities to impose additional registration-related fees for specified purposes.

This bill would impose an additional fee, in an amount to be determined as specified, at the time of registration or renewal of registration on a motor vehicle registered to a nonresident owner who submits a registration or renewal of registration form with a residence or business address, as applicable, that is outside of the state. The bill

would provide that the above fee applies to a motor vehicle that is initially registered or that has a registration expiring on or after July 1, 2013. The bill would, upon appropriation of the Legislature, make the fees collected available to the Department of Motor Vehicles to reimburse its costs associated with establishing the fee and costs incurred in carrying out the bill, and, in equal portion, to the Department of the California Highway Patrol to support databases and public warning systems used to alert motorists and the general public of specified information and the Department of Justice to maintain criminal justice databases designed to enhance the effectiveness of public safety warning systems.

This bill would include a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of $\frac{2}{3}$ of the membership of each house of the Legislature.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9250.20 is added to the Vehicle Code,
- 2 to read:
- 3 9250.20. (a) In addition to any other fees specified in this code
- 4 and in the Revenue and Taxation Code, an additional fee, in the
- 5 amount determined pursuant to subdivision (d), shall be paid at
- 6 the time of registration or renewal of registration of a motor vehicle
- 7 registered to a nonresident owner who submits a registration or
- 8 renewal of registration form with a residence or business address,
- 9 as applicable, that is outside of the state.
- 10 (b) Upon appropriation by the Legislature, all fees collected
- 11 pursuant to subdivision (a) shall be available, after deduction of
- 12 amounts sufficient to reimburse the department for any costs
- 13 associated with establishing the additional fee and any costs
- 14 incurred by the department in carrying out this section, as follows:
- 15 (1) Fifty percent to the Department of the California Highway
- 16 Patrol to be used to support databases and public warning systems
- 17 used to alert motorists and the general public of abductions,
- 18 shootings, and other imminent threats to public safety.

1 (2) Fifty percent to the Department of Justice to be used to
2 maintain criminal justice databases designed to enhance the
3 effectiveness of public safety warning systems.

4 (c) This section shall become operative, and shall apply to a
5 vehicle that is subject to the registration requirement pursuant to
6 this code and is applying for an initial registration or is renewing
7 its registration that expires, on or after July 1, 2013.

8 (d) The additional fee required pursuant to subdivision (a), as
9 determined appropriate by the department, shall be either of the
10 following ~~amount~~ *amounts*:

11 (1) Ten dollars (\$10).

12 (2) The average additional fee imposed pursuant to actions taken
13 by a local entity pursuant to this article upon the registration or
14 renewal of registration occurring in this state in the immediately
15 preceding fiscal year, as determined by the department.